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CENTRAL FAX CENTER****NOV 7 - 2007****PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:	Kenneth T. Heruth; Keith A. Miesel	Confirmation No.	8232
Serial No.:	10/825,964		
Filed:	April 15, 2004	Customer No.:	28863
Examiner:	Fangemonique A. Smith		
Group Art Unit:	3736		
Docket No.:	1023-360US01		
Title:	DETECTING SLEEP		

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**AMENDMENT**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This Amendment is submitted with a Request for Continued Examination, and constitutes the required submission for the Request for Continued Examination. In response to the Final Office Action mailed August 8, 2007, the period of response for which runs through November 8, 2007, please amend the application as follows.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks** begin on page 9 of this paper.